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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Brines et al.

Confirmation No.: 4714

Application No.: 09/547,220

Group Art Unit: 1647

Filed: April 11, 2000

Examiner: DeBerry, Regina M.

For: METHODS FOR TREATING CEREBRAL
ISCHEMIA BY PERIPHERALLY
ADMINISTERED ERYTHROPOIETIN (as
amended)

Attorney Docket No.: 10165-006-999

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M.9.9
1/16/03
(NE)

AMENDMENT UNDER 37 C.F.R. § 1.116

Assistant Commissioner for Patents
Box AF
Washington, D.C. 20231

SIR:

In response to the Office Action mailed October 22, 2002 and in accordance with Rule 116 of the Rules of Practice, please enter the following amendments and consider the following remarks. Applicants submit herewith: (1) *Exhibit A*: a marked-up copy of the claim amendments; (2) *Exhibit B*: a copy of the pending claims; (3) *Exhibit C*: Physicians' Desk Reference, Medical Economics Company, Inc., Montvale, NJ, 2000, pp. 519-525 and 2125-2131); (4) *Exhibit D*: Albayrak *et al.*, 1997, ACTA Neuropathol. 94: 158-163; and (5) Amendment Fee Transmittal Sheet.

It is estimated that no additional fee is necessary to file this amendment. In the event that an additional fee is required, please charge Pennie & Edmonds LLP Deposit Account No.

12/23/2002 CV0111 00000055 161150 09547220

01 FC:2201 84.00 CH
02 FC:2202 315.00 CH